

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TWILA JO DAVIS,

Defendant.

Case No. 1:05-cr-00004-HRH

ORDER APPOINTING COUNSEL

Twila Jo Davis, having filed a motion under 28 U.S.C. § 2255, has moved for appointment of counsel.¹ The Criminal Justice Act² authorizes this Court to appoint an attorney for a *habeas* petitioner who cannot afford counsel. The Court has reviewed Davis' financial affidavit³ and prison financial information⁴ and finds that Davis cannot afford counsel. Accordingly, the Court will grant her application for appointment of counsel, and the Federal Public Defender will be appointed to designate counsel to represent her in these proceedings.

Accordingly, **IT IS HEREBY ORDERED that:**

¹Docket No. 279; see *also*, Docket No. 274, requiring Davis to file any request for counsel on or before March 7, 2007.

² See 18 U.S.C. § 3006, *et. seq.*

³Docket No. 286.

⁴Docket No. 273, Exhibit 1.

1. Ms. Davis' application for appointment of counsel, at docket number 279, is **GRANTED**. The Federal Public Defender for the District of Alaska shall designate counsel from the CJA Panel or the Federal Public Defender's office to represent Ms. Davis in these proceedings.

2. Counsel for Ms. Davis shall review the record, confer with Ms. Davis, and file any amended § 2255 motion on or before **April 30, 2007**. In the alternative, counsel shall file a notice that no amended petition will be submitted.

3. The United States Attorney shall file its answer or other responsive pleading, as provided in the Court's Order Directing Service and Response, on or before **May 30, 2007**.

DATED this 30th day of March, 2007 at Juneau, Alaska.

/s/ PHILIP M. PALLENBERG

Philip M. Pallenberg
United States Magistrate Judge